

## REGULAR MEETING

November 4, 2002

The Regular Meeting of the Annapolis City Council was held on November 4, 2002 in the Council Chamber. Mayor Moyer called the meeting to order at 7:30 p.m.

Present on Roll Call: Mayor Moyer, Aldermen Hammond, Tolliver, Hoyle, Kelley, Carter, Fox, Cohen

Alderman Cordle was absent.

Staff Present: City Attorney Goetzke

- C Mayor Moyer presented a Crowning Achievement Award from Maryland Office of Tourism Development to Annapolis and Anne Arundel County Conference and Visitors Bureau "Cooperative Promotion Award" for its Winter Escape Program.
- C Mayor Moyer presented a Crowning Achievement Award to Watermark Tours "Best New Tourism Product Award" to Watermark Tours, represented by Debbie Gosselin, for their Maritime Artist Showcase Day on the Bay Cruises.
- C Mayor Moyer presented a Crowning Achievement Award from Maryland Department of Housing and Community Development to Homes For America "Developer of the Year" to Trudy McFall, Chairman of Homes for America.
- C Alderman Tolliver moved to approve the Journal of Proceedings for October 14, 2002 and October 28, 2002. Seconded. CARRIED on voice vote.

## PETITIONS, REPORTS AND COMMUNICATIONS

1. Sveinn C. Storm  
Storm Brothers Ice Cream Factory  
130 Dock Street  
Annapolis, Maryland 21401

Spoke regarding the adverse effect of Annapolis Boat Shows on Dock Street businesses.

2. J. T. Hale  
Black Market Minerals  
110 Dock Street  
Annapolis, Maryland 21401

Spoke regarding the adverse effect of Annapolis Boat Shows on Dock Street businesses.

3. Mark Reyero  
306 A Forbes Street  
Annapolis, Maryland 21401

Spoke in favor of O-29-02

4. Bob McWilliams  
113 Chesapeake Avenue  
Annapolis, Maryland 21403

Spoke in favor of O-29-02

5. Cliff Myers  
8 Acton Place  
Annapolis, Maryland 21401

Spoke in favor of O-29-02

LEGISLATIVE ACTION

ORDINANCES

**O-19-02      For the purpose of repealing in its entirety and adding new Annapolis City Code Chapter 14.12, Trees, so as to define the duties of the environmental commission, the department of public works and the director of public works with regard to trees in the City of Annapolis; to provide regulations concerning the removal and maintenance of trees in public areas and in the conservation areas; to provide for the creation and enforcement of a master street tree plan and a tree planting program; to provide for the abatement of certain nuisances; and matters generally relating to said chapter.**

Without objection, O19-02 was postponed.

**O-25-02      For the purpose of encouraging the use of gender-specific titles for members of the Annapolis City Council; and matters generally relating to said titles.**

Alderman Carter moved to adopt O-25-02 on second reading. Seconded.

The Rules Committee reported unfavorably on O-25-02.

The main motion CARRIED on voice vote.

Alderman Carter moved to adopt O-25-02 on third reading. Seconded. CARRIED on voice vote.

**O-28-02      For the purpose of prohibiting the raising of animals for the purpose of consumption; and matters generally relating to said prohibition.**

Alderman Hammond moved to adopt O-28-02 on second reading. Seconded.

The Housing and Human Welfare Committee reported favorably with an amendment on O-28-02.

C      Alderman Tolliver moved to amend O-28-02 as follows:

**No. 1**

On Page 1, line 32

*strike* "or consumption by another animal".

Seconded. CARRIED on voice vote.

C      Alderman Hammond moved to amend O-28-02 as follows:

**No. 1**

On Page 1, lines 9 and 26

*strike* "Prohibited farm"

*add* "Maintaining"

No. 2

On Page 1, line 11

*strike* "raising"

*add* "maintaining"

Seconded.

No. 3

On Page 1, line 9

*strike* "Prohibited"

*add* "Maintaining"

Seconded. CARRIED on voice vote.

C Alderman Cohen moved to amend O-28-02 as follows:

No. 1

On Page 1, line 32

*add* "except where the animal is maintained for the purpose of consumption as part of a religious observance."

Seconded. CARRIED on voice vote.

The main motion as amended CARRIED on voice vote.

Alderman Hammond moved to adopt O-28-02 amended on third reading.  
Seconded.

A ROLL CALL vote was taken:

YEAS: Aldermen Hammond, Tolliver, Hoyle, Kelley, Cohen  
NAYS: Mayor Moyer, Aldermen Carter, Fox  
CARRIED: 5-3

**O-29-02 For the purpose of establishing a Homestead Credit Percentage of one hundred four percent (104%) in the City of Annapolis; and matters generally relating to said Homestead Credit Percentage.**

Alderman Tolliver moved to postpone O-29-02 to the next meeting, November 25, 2002. Seconded.

A ROLL CALL vote was taken:

YEAS: Aldermen Hammond, Tolliver, Kelley, Fox, Cohen  
NAYS: Mayor Moyer, Aldermen Hoyle, Carter  
CARRIED: 5-3

**O-38-02 For the purpose of conveying by special warranty deed the City's right, title and interest in 3,300 square feet, more or less, of real property fronting partially on Colonial Avenue in the City of Annapolis, more**

particularly described as Lot 1 as shown on a plat entitled "Knighton Parking Garage, subdivision for the City of Annapolis" recorded among the land records of Anne Arundel County, Maryland as Plat No. 12741 in Book 244, page 14, in exchange for the conveyance to the City by special warranty deed of all right, title and interest in 320 square feet, more or less, of real property located at 15 Colonial Avenue in the City of Annapolis, more particularly described in a deed dated February 25, 2000 recorded among the land records of Anne Arundel County, Maryland in liber 9676, page 434, which conveyance will be subject to a written lease from the City to the owners of said real property for the use of the entire area conveyed; providing for these conveyances to occur by private sale; and all matters relating generally to these conveyances and said lease.

Alderman Fox moved to adopt O-38-02 on first reading. Seconded. CARRIED on voice vote.

Referred to Finance Committee

**O-40-02 For the purpose of authorizing a water service agreement providing for the extension of City water service to certain property located in Anne Arundel County, outside of the boundaries of the City of Annapolis; and matters generally relating to said agreement.**

Alderman Hammond moved to adopt O-40-02 on first reading. Seconded. CARRIED on voice vote.

Referred to Finance Committee

John Hodgson, Esq., 1610 West Street, Annapolis, Maryland 21401, representing Weems Creek Medical Center, gave a brief presentation and submitted the following exhibit:

Exhibit 1: Letter dated November 4, 2002 from Watek Engineering Corporation to John Hodgson, Esq., 1610 West Street, Annapolis, Maryland 21401

#### RESOLUTIONS

**R-33-02 For the purpose of allowing the mayor to appoint members to the Sidewalk Task Force Committee if an alderman has not designated his/her ward representative by a certain date; and all matters relating to said appointments.**

Alderman Cohen moved to adopt R-33-02 on first reading. Seconded. CARRIED on voice vote.

**R-35-02 For the purpose of creating a committee of Annapolis residents to review tax credits for property owners on fixed incomes to offset excessive assessments.**

Alderman Fox moved to adopt R-35 -02 on first reading. Seconded. CARRIED on voice vote.

#### New ICA ABCB License

**O-37-02 For the purpose of creating a Class ICA Alcoholic Beverage License for Annapolis Institutions for the Care of the Aged; and matters generally relating to said license.**

Alderman Fox moved to adopt O-37-02 on first reading. Seconded. CARRIED on voice vote.

Referred to Economic Matters Committee

**R-32-02      For the purpose of amending the FY2002 Fee Schedule to include the fee for the newly created Class ICA Alcoholic Beverage License; and all matters relating to said fee.**

Alderman Fox moved to adopt R-32-02 on first reading. Seconded. CARRIED on voice vote.

**BUSINESS AND MISCELLANEOUS**

1. Finance Committee Meeting Recommendations dated October 24, 2002 and October 30, 2002

Alderman Cohen moved to accept the Finance Committee Meeting Recommendations dated October 24, 2002 and October 30, 2002. Seconded. CARRIED on voice vote.

2. Payment of Monthly Bills

Alderman Carter moved to pay the monthly bills. Seconded. CARRIED on voice vote.

3. Appointments

Alderman Tolliver moved to approve the Mayor's (re)appointments of the following individuals:

Public Safety Disability Retirement Board	Hamilton Tyler
Maritime Advisory Board	Debbie H. Gosselin
Maritime Advisory Board	Scott H. Allan
Civil Service Board	James R. Renfroe

Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:00 p.m.

Deborah Heinbuch, CMC/AAE  
City Clerk